



Sen. William R. Haine

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09500SB2201sam001

LRB095 17502 AMC 48122 a

1 AMENDMENT TO SENATE BILL 2201

2 AMENDMENT NO. _____. Amend Senate Bill 2201 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Insurance Code is amended by
5 changing Section 1402 as follows:

6 (215 ILCS 5/1402)

7 Sec. 1402. Definitions. For the ~~the~~ purposes of this
8 Article:

9 "Financial institution" means:

10 (1) a State bank, a national bank, or an out-of-state
11 bank, as those terms are defined in the Illinois Banking
12 Act, or any subsidiary of a State bank, a national bank, or
13 an out-of-state bank;

14 (2) a foreign banking corporation, as that term is
15 defined in the Foreign Banking Office Act, or any
16 subsidiary of a foreign banking corporation;

1 (3) a corporate fiduciary, as that term is defined in
2 the Corporate Fiduciary Act;

3 (4) a savings bank organized under the Savings Bank
4 Act, an out-of-state savings bank chartered under the laws
5 of a state other than Illinois, a territory of the United
6 States, or the District of Columbia, or a federal savings
7 bank organized under federal law, or any subsidiary of a
8 savings bank, an out-of-state savings bank or a federal
9 savings bank;

10 (5) an association or federal association, as those
11 terms are defined in the Illinois Savings and Loan Act of
12 1985, or any subsidiary of an association or federal
13 association;

14 (6) an out-of-state savings and loan association
15 chartered under the laws of a state other than Illinois, a
16 territory of the United States or the District of Columbia,
17 or a federal savings and loan association organized under
18 federal law whose principal business office is located
19 outside of Illinois, or any subsidiary of an out-of-state
20 savings and loan association or federal savings and loan
21 association whose principal business office is located
22 outside of Illinois; or

23 (7) a credit union as defined in the Illinois Credit
24 Union Act, or any subsidiary of a credit union.

25 To the extent that any entity other than a financial
26 institution conducts insurance activities in this State on

1 behalf of or on the premises of the financial institution, such
2 entity shall be subject to this Article for the purposes of
3 those activities.

4 "Insurance" means all lines of insurance defined and
5 regulated as insurance under this Code, but for the purposes of
6 this Article, "insurance" shall not include the following lines
7 of insurance, provided that this paragraph shall not be deemed
8 to preclude or otherwise limit regulation of the following
9 lines of insurance pursuant to and to the extent otherwise
10 provided by any other insurance law of this State:

11 (1) credit life, credit accident and health, credit
12 involuntary unemployment, credit casualty and credit
13 property insurance;

14 (2) extended service contracts and warranty
15 agreements;

16 (3) insurance obtained by the debtor to provide payment
17 for the difference between the remaining balance on a loan
18 or other extension of credit and the amount of insurance
19 coverage on the collateral securing the loan or other
20 extension of credit;

21 (4) insurance placed by a financial institution on
22 collateral used in connection with a loan or other
23 extension of credit when a debtor breaches the contractual
24 obligation to provide that insurance;

25 (5) title insurance regulated by the Title Insurance
26 Act; and

1 (6) private mortgage insurance and financial guarantee
2 insurance.
3 (Source: P.A. 90-41, eff. 10-1-97.)".